

WASHINGTON COUNTY COMMISSION
MEETING MINUTES
MAY 1, 2012

The Regular Meeting of the Board of the Washington County Commission was called to order by Chairman Alan D. Gardner at 4:00 p.m. on May 1, 2012, in the Commission Chambers, Washington County Administration Building, St. George, Utah. Those in attendance were Chairman Alan D. Gardner, Commissioner James J. Eardley, Commissioner Dennis Drake, Washington County Administrator Dean J. Cox, Deputy County Attorney Eric Clarke, and Deputy County Clerk Christine Hall.

Commissioner Eardley led the Pledge of Allegiance.

AGENDA

CONSENT AGENDA:

The Consent Agenda is a means of expediting routine matters which come before the Commission for approval. The Consent Portion of the agenda is approved by one (1) non-debatable motion. If any Commissioner wishes to remove an item from the Consent Portion of the agenda, then that item becomes the first order of business on the Regular Agenda.

- Consideration of Auditor-Approved Claims for Payment for April 18, 2012, through May 1, 2012
- Consideration of Approval of Regular Commission Meeting Minutes from March 20, 2012, and April 3, 2012
- Consideration of Applications for Property Tax Abatement (7):
Waldo Adams, S/N W-CRLC-A6-1-576-CC; Susan Parker, S/N H-167-B; Karen Ferguson, S/N SG-1770-A; Penni Leavitt, S/N H-354; Geraldine Hendricks, S/N SG-SFRC-3-58; Dewayne Wattenbarger, S/N SGRBR62; and Gary and Nina Gibson, S/N SG-BLH-7A-38
- Consideration of Administrative Adjustments for Personal Property (attached)
- Consideration of Administrative Adjustments for Real Property (attached)
- Consideration of Applications for Settlement or Deferral of Property Taxes (9)
Mark and Jennifer Lee Thomas, S/N T-85-B-1; Kudlik Family LP, S/N SB-BCC-1-67; Davco Mgmt LLC/Dale Jones, S/N SG-1158-B and SG-1388-K; Todd Langston, S/N H-353-A-3, H-354, H-357-B, and H-L-1-2-A; Cells Corp/Bud Cammack, S/N W-HCWB-44; Duane and Caroline Wallin, S/N E-224-G; Terry and Patricia Hess, S/N H-DSP-C- 229A, 230A, 231A, 232A, 239A, 240A, 241A, and 242A
- Consideration of Settlement Agreement and Release No. 4485UT042083 between Washington County and Shumway Explorations for Fire Damage Sustained on July 15, 2011

Actions of the Washington County Planning Commission Meeting / 04-08-12

Ordinance Amendment: Consider approval on amendment to the Washington County Land Use (Zoning) Ordinance, Title 10, Chapter 26, Family Burial Grounds; County initiated.

MOTION: Motion by Commissioner Drake to Adopt the Consent Agenda with the following exceptions: (1) Deny Applications for Property Tax Abatement for Waldo Adams, S/N W-CRLC-A6-1-576-CC, and Gary and Nina Gibson, S/N SG-BLH-7A-38; and (2) Table Item (h), Ordinance Amendment to the Washington County Land Use Ordinance (Zoning) Ordinance, Title 10, Chapter 26, Family Burial Grounds. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Gardner, Eardley, and Drake voting aye.

REGULAR AGENDA ITEMS FOR CONSIDERATION:

MOTION: Motion by Commissioner Eardley to Move Item #9 to follow Item #4. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Gardner, Eardley, and Drake voting aye.

VOLUNTEER OF THE MONTH: CAROL HOLLOWELL

Volunteer Center Director Carol Hollowell presented a list of the Top Ten Volunteers for 2012 in Washington County, as follows:

<u>Name</u>	<u>Hours Donated</u>	<u>Facility</u>
Bernice Moore	1040	Padre Lakes
Barbara Biggs	995.5	DRMC, Others
Jimmie Sue Matlock	938	Dixie Care & Share
Andrew Barnum	881.5	Dixie State College
Josephine Kellejan	795.5	Dino Trax, Others
Elma Ogden	718	DRMC
Faye Hawks	607	Dixie Care & Share
Robert Blair	595	Dixie Care & Share
Keith Vandewark	569.5	Dino Trax, Others
Dorothy Lightfoot	535	Dixie Care & Share

Ms. Hollowell further reported that she recently attended the National Conference of Volunteers in Layton, Utah, at which Washington County had both the highest percentage of senior volunteers in the State and the highest number of volunteers.

On April 11th, Ms. Hollowell attended the Silver Bowl Awards Banquet, at which Ron Burris won the award for Washington County.

**PRESENTATION: SOUTHWEST UTAH PUBLIC HEALTH DEPARTMENT/
DR. DAVID BLODGETT**

Southwest Utah Public Health Department Director Dr. David Blodgett addressed the critical issue of the role of public health agencies in dealing with contagious diseases. Dr. Blodgett is Board-Certified in Preventive Medicine from Johns-Hopkins University Medical Center.

The three (3) top activities that lead to disease are: smoking, lack of exercise, and alcohol consumption. Seventy percent (70%) of all early deaths, hospital-related expenses, and chronic disease are linked to these three (3) behaviors. According to many indicators, Washington County has both the healthiest and oldest population in the state.

Dr. Blodgett addressed the issue of established and newly-emerging infectious diseases, among which are SARS, H1N1, West Nile Virus, Avian Flu, MERSA, pertussis, measles, Valley Fever, and others. There are many socio-economic, human causes for the outbreak of these diseases, primarily the fact that people's immune systems are compromised due to pollution, fast food, international travel, poverty, and many other factors. Of particular interest to the Public Health Department are biological terrorism, staph infections, MERSA, avian influenza, and others.

Commissioner Eardley asked whether it is possible in the future for avian influenza and H1N1 to combine and mutate, transferring among different species, and Dr. Blodgett said that it is possible, especially in places where people live in close quarters with pigs and chickens.

So far this year, three (3) cases of tuberculosis (TB) have been reported in Washington County, which is an enormous increase over previous years. Also, some diseases never seen before in the County have appeared this year: dengue fever, Vabisiosis (related to malaria), yellow fever, cholera, hanta virus, and Hansen's Disease (leprosy). The Health Department pursues the diagnosis and treatment of these types of diseases very aggressively. Additionally, Dr. Blodgett said that the only repository in the world of Bubonic Plague is Cedar City, where the prairie dog population carries infected fleas.

The three (3) most effective ways of preventing disease are: washing one's hands, getting vaccinations, being aware of the prevalence of disease and those who may be infected.

There is an issue of some parents who choose not to vaccinate their children, and Dr. Blodgett said that the benefits of vaccinations greatly outweigh any risks. Additionally, a child who is not vaccinated could easily infect other children.

CONSIDERATION OF PURCHASE REQUESTS (5) / MARK BLANCH

Emergency Services:

Communications Project, Iron County	\$37,747.61
Communications Project, Kane County	47,515.71
IBM Server, Spillman Technologies	64,936.00
Dixie Center, carpet in ballroom and concourse	90,000.00
Sheriff's Office, camera components for patrol vehicles	10,380.00

All purchases are budgeted, bonded, or paid for through grant funds.

MOTION: Motion by Commissioner Drake to Approve the Purchase Requests, as presented. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Gardner, Eardley, and Drake voting aye.

CONSIDERATION OF ORDINANCE NO. 2012-1018-O, AN ORDINANCE AMENDING AND SUPERSEDING WASHINGTON COUNTY CODE TITLE 8, CHAPTER 1, SECTION 9: AMENDING TAX SALE PROVISIONS

Deputy Washington County Attorney Eric Clarke said that this ordinance makes several minor changes to the tax sale procedures as recommended by the Clerk-Auditor's Office. The County will now allow for wire transfers, and people will also be able to make their payments the day after the tax sale, providing there is an adequate down payment.

MOTION: Motion by Commissioner Drake to Adopt Ordinance No. 2012-1018-O, An Ordinance Amending And Superseding Washington County Code Title 8, Chapter 1, Section 9: Amending Tax Sale Provisions. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Gardner, Eardley, and Drake voting aye.

CONSIDERATION OF RESOLUTION NO. R-2012-1637, A RESOLUTION APPROVING THE EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT REGARDING THE ARIZONA-UTAH LOCAL ECONOMIC COALITION

Chairman Gardner explained that the County has had an informal coalition with Kane, Garfield, and San Juan Counties in Utah, and Mohave County (Arizona), and this Resolution formalizes that agreement.

MOTION: Motion by Commissioner Eardley to Adopt Resolution No. R-2012-1637, A Resolution Approving The Execution Of An Interlocal

Cooperation Agreement Regarding the Arizona-Utah Local Economic Coalition. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Gardner, Eardley, and Drake voting aye.

CONSIDERATION OF RESOLUTION NO. R-2012-1633, A RESOLUTION AUTHORIZING WASHINGTON COUNTY TO JOIN IN A LAWSUIT AGAINST THE U.S. SECRETARY OF THE INTERIOR REGARDING THE WITHDRAWAL OF URANIUM MINING LEASES ON THE ARIZONA STRIP

Commissioner Eardley said that a positive outcome of this lawsuit will create up to thirty billion dollars (\$30,000,000,000) worth of economic activity on the Arizona Strip for Southern Utah and Northern Arizona, which is currently locked up by the illegal withdrawal of these leases.

MOTION: Motion by Commissioner Drake to Adopt Resolution No. R-2012-1633, A Resolution Authorizing Washington County To Join In A Lawsuit Against The U. S. Secretary Of The Interior Regarding The Withdrawal Of Uranium Mining Leases On The Arizona Strip. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Gardner, Eardley, and Drake voting aye.

CONSIDERATION OF RESOLUTION NO. R-2012-1634, A RESOLUTION APPROVING THE EXECUTION OF AN AGREEMENT BETWEEN SHARON COLEMAN AND WASHINGTON COUNTY REGARDING THE TRANSFER OF OWNERSHIP OF A PARTIAL SUBDIVISION LOT

Mr. Clarke said that property sold by the County typically goes to a public sale, with some exceptions. In this case, there is a strip of fifteen (15) feet of land between two (2) lots which is being sold to one of the property owners for the amount of the property taxes that are owing.

MOTION: Motion by Commissioner Eardley to Adopt Resolution No. R-2012-1634, A Resolution Approving The Execution Of An Agreement Between Sharon Coleman And Washington County Regarding The Transfer Of Ownership Of A Partial Subdivision Lot. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Gardner, Eardley, and Drake voting aye.

CONSIDERATION OF RESOLUTION NO. R-2012-1635, A RESOLUTION APPROVING THE EXECUTION OF AN AGREEMENT BETWEEN SCANDIA

**CONSTRUCTION AND WASHINGTON COUNTY REGARDING THE
TRANSFER OF OWNERSHIP OF AN AIRPLANE HANGAR**

County Administrator Dean Cox said that the County acquired the hangar in question due to the failure of its owner to pay the appropriate taxes. The most equitable solution appears to be to sell the hangar for the payment of that tax amount to Scandia Construction.

MOTION: Motion by Commissioner Drake to Adopt Resolution No. R-2012-1635, A Resolution Approving The Execution Of An Agreement Between Scandia Construction And Washington County Regarding The Transfer Of Ownership Of An Airplane Hangar. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Gardner, Eardley, and Drake voting aye.

**CONSIDERATION OF RESOLUTION NO. R-2012-1636, A RESOLUTION
APPROVING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING
BETWEEN AMATEUR RADIO OPERATORS IN WASHINGTON COUNTY AND
WASHINGTON COUNTY REGARDING COMMUNICATIONS SERVICES IN
EMERGENCY SITUATIONS**

MOTION: Motion by Commissioner Drake to Table Resolution No. R-2012-1636, A Resolution Approving The Execution Of A Memorandum Of Understanding Between Amateur Radio Operators In Washington County And Washington County Regarding Communications Services In Emergency Situations. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Gardner, Eardley, and Drake voting aye.

COMMISSIONERS' REPORT

Commissioner Drake reported on the Shooting Sports Park event of last weekend that was open to the public. He said there was a tremendous turnout with free shooting, booths with merchandise and food, and a thoroughly enjoyable day.

Chairman Gardner said that the Dixie Junior Livestock Show was held the previous weekend at the Regional Park. There were three hundred and fifty (350) youth from the County who had entered pigs, lambs, or steers, and most of the animals were sold. The County Commission and Senator Orrin Hatch's Office joined together to purchase the champion hog.

PUBLIC WORKS OR ROAD BUSINESS

Washington County Public Works Director Ron Whitehead reported that the Road Department is almost ready to begin chip-sealing Utah Hill during the first part of June.

Three property owners in Enterprise have signed easements for work to begin on the Natural Resources Conservation Service (NRCS) sediment-removal project at Cottonwood Wash. The other property owners are unwilling to sign easements. Signed easements have been received for the Spring Creek project up by the Reservoir turnoff, and work will begin in that area soon.

Mr. Whitehead reminded the public that the Ironman Triathlon will be taking place this upcoming weekend, and portions of Highway 18, the Gunlock Highway, and Highway 91 will be restricted. Everyone is cautioned to exercise special care in these areas.

COUNTY DEVELOPMENT AND PLANNING BUSINESS

Request a Closed Session

None.

There being nothing further to come before the Commission, the meeting was adjourned at 4:52 p.m.

CHRISTINE S. HALL
DEPUTY CLERK

ALAN D. GARDNER
CHAIRMAN